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9 Attorneys for Plaintiff

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

HELEN WATSON,

Plaintiff,

v.

MERRICK BANK,

Defendant.

Case No.: 5:16-cv-05724-HRL

**PLAINTIFF'S NOTICE OF DISMISSAL  
WITH PREJUDICE OF DEFENDANT  
MERRICK BANK PURSUANT TO  
FEDERAL RULE OF CIVIL  
PROCEDURE 41(a)(1)**

Judge: Hon. Howard R. Lloyd

**PLEASE TAKE NOTICE** that Plaintiff Helen Watson, pursuant to Federal Rule of Civil Procedure 41(a)(1), hereby voluntarily dismisses defendant Merrick Bank, with prejudice, as to all claims in this action.

Federal Rule of Civil Procedure 41(a)(1) provides, in relevant in part:

41(a) Voluntary Dismissal

(1) By the Plaintiff

a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2 and 66 and any applicable federal statute, the plaintiff may dismiss an action without a court order by filing:

1 (1) A notice off dismissal before the opposing party either serves an  
2 answer or a motion for summary judgment.  
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4 Defendant Merrick Bank has neither answered Plaintiff's Complaint nor filed a motion  
5 for summary judgment. Accordingly, the matter may be dismissed against it for all purposes  
6 and without an Order of the Court.  
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9 DATED: January 9, 2017

**Sagaria Law, P.C.**

10 By: /s/ Scott Johnson  
11 Scott M. Johnson  
12 Attorney for Plaintiff Helen Watson  
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